



2 2004
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Of:

Albert Charles McNamara

Patent No. 5,901,641

Issued: May 11, 1999

Serial No.: 10/072,001

Filing Date: February 8, 2002

Title: BAFFLE FOR DEEP FRYER
HEAT EXCHANGER

Mail Stop Response - Fee
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

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Attorney Docket No.: P-109009(Reissue)

Examiner: Timothy F. Simone

Art Unit: 1761

**RESPONSE TO OFFICE COMMUNICATION DATED SEPTEMBER 2, 2004**

**RESPONSE TO OFFICE COMMUNICATION**

This correspondence is being filed as a response to the Office Communication of September 2, 2004.

Please accept this request for a one-month extension of time up to and including November 2, 2004 pursuant to 37 C.F.R. § 1.136(a). Attached to this response is a check in the amount of \$55 pursuant to 37 C.F.R. § 1.17(a).

In the Office Communication, the Examiner indicated that the proposed amendments to the above referenced Reissue Application contained within the Response to Office Action Dated April 9, 2004 did not comply with the requirements of 37 C.F.R. § 1.173.

Applicant has amended the Response to comply with section 1.173 and attaches same hereto.

Respectfully submitted,  
JACKSON WALKER L.L.P.

**Mark H. Miller**



Reg. No. 29,197  
112 E. Pecan Street, Suite 2100  
San Antonio, Texas 78205  
Phone: (210) 978-7700  
Fax: (210) 978-7790  
Attorneys for Applicant

### CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited on the date shown below with the United States Postal Service in an envelope addressed to the "Mail Stop Response – No Fee, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450," as follows:

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| <p><u>37 CFR 1.8(a)</u></p> <p><input checked="" type="checkbox"/> With sufficient postage as First Class Mail.</p> <p>Date: <u>10-8</u>, 2004</p> | <p><u>37 CFR 1.10</u></p> <p><input type="checkbox"/> As "Express Mail Post Office to Addressee", Mailing Label No. _____.</p> <p>Date: _____, 2004</p> |
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**RESPONSE TO OFFICE ACTION DATED APRIL 9, 2004**

This correspondence is being filed as a full response to the Office action of April 9, 2004.  
Applicant respectfully requests entry of the following arguments and consideration of the appended remarks.

Please accept this request for a one-month extension of time up to and including August 9, 2004. Attached to this response is a check in the amount of \$55.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Amendments to the Specification** begin on page 19 of this paper.

**Remarks/Arguments** begin on page 20 of this paper.

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